

**Subject:** [External] NOTICE for concurrence vote on new Executive Order

**Date:** Tuesday, March 17, 2020 at 11:25:43 AM Eastern Daylight Time

**From:** Polk, Will

**To:** Worley, Martha S, Josh Stein, Candy Finley, Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman , Cooper, Roy A, Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier , Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

**CC:** Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Cashwell, Pamela (CCPS)

**Priority:** High

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Dear Members of the Council of State,

Please stand by for a concurrence e-mail on a new Executive Order related to COVID-19. I will send an e-mail for your concurrence within the hour.

Best,  
Will

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
[www.ncdps.gov](http://www.ncdps.gov)

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**Subject:** [External] Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 12:41:22 PM Eastern Daylight Time

**From:** Polk, Will

**To:** Worley, Martha S, Josh Stein, Candy Finley, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman , Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier , Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

**Priority:** High

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Dear Members of the Council of State,

Governor Cooper is requesting your concurrence on two items to limit human suffering and limit the spread of COVID-19 cases in North Carolina.

Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services; and, pursuant to N.C. Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population, the Governor is seeking concurrence on the following:

1. The Governor will direct the Department of Commerce to interpret flexibly, and modify or eliminate the enforcement of certain requirements for unemployment benefits to the maximum extent permitted under federal law and until the State of Emergency Declaration regarding COVID-19, dated March 10, 2020, is rescinded. The following requirements will be waived or modified:
  - a. the one-week waiting period for benefits (N.C. Gen. Stat. § 96-14.1(b));
  - b. the able to work and available to work requirements (N.C. Gen. Stat. § 96-14.9(b));
  - c. the work search requirements (N.C. Gen. Stat. § 96-14.9(b));
  - d. the actively seeking work requirements (N.C. Gen. Stat. § 96-14.9(e)); and
  - e. the "lack of work" requirement of the unemployed provisions of N.C. Gen. Stat. § 96-15.01.
  - f. employers' accounts will not be allocated charges for individuals who are paid benefits for reasons related to COVID-19 (N.C. Gen. Stat. § 96-11.2).
2. The Governor will limit the sale of food, beverages, wine, beer, and liquor to take out, drive-through and delivery effective at 5 pm today.

The Governor respectfully requests your concurrence on these matters by 1:15 p.m. on March 17, 2020.

Best,  
Will Polk

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: Will.Polk@ncdps.gov**  
**www.ncdps.gov**

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**Subject:** [External] Re: [Caution: External Mail] Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 12:45:18 PM Eastern Daylight Time

**From:** Jennell Baughman

**To:** Mark Johnson, 'DPI-assitant meredith.steadman, Britt, Art, Berry, Cherie, Haigwood, Jennifer, 'danforest@me.com', Forest, Dan J, McLeod, Gregory S, Whichard, Jordan, White, Julia W, Jones, Kristi - Governor Office, Cooper, Roy A, Hargis, Scarlett W, Walker, Steven, Moore, Susan M, McKinney, William C, Smith, David, Worley, Martha S, Troxler, Steve, Hedgecock, Zane, Beth Wood, Renee\_Gellerson@ncauditor.net, Frazier Lisa, Causey, Mike, Browning, Teresa, AG Candy Finley -, Josh Stein, seth Dearmin, Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Sprayberry, Mike (NCEM), Cashwell, Pamela (CCPS), Polk, Will (CCPS), Anna.Yount, chris farr, Christopher McCracken, Office Cindy Esparragoza - Treasurer, folwell, dale, Dale Folwell, Perusse, Charlie, Lockamy, Kela W, E. Marshall

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Secretary Marshall concurs.

Jennell Baughman  
Protocol Officer and  
Executive Assistant to  
Elaine F. Marshall, Secretary of State  
P.O. Box 29622  
Raleigh, NC 27626-0622  
919.814.5307  
919.807.2010 (fax)

\* Please note: my telephone number has changed to 919.814.5307, and my e-mail address has changed to [jbaughman@sosnc.gov](mailto:jbaughman@sosnc.gov).

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[https://urldefense.com/v3/\\_https://www.youtube.com/c/NCSecState\\_;!!HYmSToo!PHoSksjQEmpPDp4P1fyWU74srTqI1hVP1Lm7wKaDwugrpHFWdhfVe3w6PoFPyDIPmhQ\\$](https://urldefense.com/v3/_https://www.youtube.com/c/NCSecState_;!!HYmSToo!PHoSksjQEmpPDp4P1fyWU74srTqI1hVP1Lm7wKaDwugrpHFWdhfVe3w6PoFPyDIPmhQ$)

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>>> "Polk, Will" <[Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)> 3/17/2020 12:41 PM >>>

Dear Members of the Council of State,

Governor Cooper is requesting your concurrence on two items to limit human suffering and limit the spread of COVID-19 cases in North Carolina.

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Raleigh, NC 27699-4201

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<http://www.ncdps.gov><<http://www.ncdps.gov/>>

**Subject:** [External] Re: Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 12:45:23 PM Eastern Daylight Time

**From:** dan forest

**To:** Polk, Will (CCPS)

**CC:** Worley, Martha S, Josh Stein, Candy Finley, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman, Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier, Lockamy, Kela W, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

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In # 2 are you asking for concurrence in something the Governor has already announced?

Daniel J. Forest  
Lieutenant Governor  
State of North Carolina

Sent from my iPhone

On Mar 17, 2020, at 12:42 PM, Polk, Will <Will.Polk@ncdps.gov> wrote:

Dear Members of the Council of State,

Governor Cooper is requesting your concurrence on two items to limit human suffering and limit the spread of COVID-19 cases in North Carolina.

Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services; and, pursuant to N.C. Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population, the Governor is seeking concurrence on the following:

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Will Polk

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**[www.ncdps.gov](http://www.ncdps.gov)**



**Subject:** Re: [External] Re: [Caution: External Mail] Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 1:00:59 PM Eastern Daylight Time

**From:** Causey, Mike

**To:** Jennell Baughman

**CC:** Mark Johnson, ' 'DPI-assitant meredith.steadman, Britt, Art, Berry, Cherie, Haigwood, Jennifer, danforest@me.com, Forest, Dan J, McLeod, Gregory S, Whichard, Jordan, White, Julia W, Jones, Kristi - Governor Office, Cooper, Roy A, Hargis, Scarlett W, Walker, Steven, Moore, Susan M, McKinney, William C, Smith, David, Worley, Martha S, Troxler, Steve, Hedgecock, Zane, Beth Wood, Renee\_Gellerson@ncauditor.net, Frazier Lisa, Browning, Teresa, AG Candy Finley -, Josh Stein, seth Dearmin, Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Sprayberry, Mike (NCEM), Cashwell, Pamela (CCPS), Polk, Will (CCPS), Anna.Yount, chris farr, Christopher McCracken, Office Cindy Esparragoza - Treasurer, folwell, dale, Dale Folwell, Perusse, Charlie, Lockamy, Kela W, E. Marshall

I feel this needs further discussion.

Mike Causey  
Commissioner  
NC Department Insurance  
.....Sent from my iPhone

> On Mar 17, 2020, at 12:44 PM, Jennell Baughman <jbaughman@sosnc.gov> wrote:

>

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>

>

> Secretary Marshall concurs.

>

> Jennell Baughman

> Protocol Officer and

> Executive Assistant to

> Elaine F. Marshall, Secretary of State

> P.O. Box 29622

> Raleigh, NC 27626-0622

> 919.814.5307

> 919.807.2010 (fax)

>

> \* Please note: my telephone number has changed to 919.814.5307, and my

> e-mail address has changed to [jbaughman@sosnc.gov](mailto:jbaughman@sosnc.gov).

>

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>

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>

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z8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONBEu31GE\$

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>

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>>>> "Polk, Will" <Will.Polk@ncdps.gov> 3/17/2020 12:41 PM >>>

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> 1:15 p.m. on March 17, 2020.  
> Best,  
> Will Polk  
>  
> Will Polk  
> Assistant General Counsel  
> NC Department of Public Safety  
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> Raleigh, NC 27699-4201  
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> EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)<<mailto:Will.Polk@ncdps.gov>>  
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**Subject:** [External] Re: Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 1:01:45 PM Eastern Daylight Time

**From:** Stein, Josh

**To:** Polk, Will (CCPS)

**CC:** Worley, Martha S, Finley, Candy, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparagoza, Causey, Mike, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman, Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier, Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

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**www.ncdps.gov**

**Subject:** [External] Re: Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 1:42:12 PM Eastern Daylight Time

**From:** Dan Forest

**To:** Polk, Will (CCPS)

**CC:** Worley, Martha S, Josh Stein, Candy Finley, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman, Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier, Lockamy, Kela W, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

**Priority:** High

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Will, Here are my thoughts on the concurrence:

As to number 1 (Unemployment Insurance) - Insofar as the statutory provisions the Governor is seeking to waive are indeed waivable by the Governor by executive order, I concur with request number one. I do note however that there must be some sort of restriction as to what statutes a governor would be able to suspend enforcement of under 166A-19.30(b)(5).

As to number 2 (Restaurants) - I believe there should be flexibility for restaurants & other establishments. I would strongly encourage them to move to take-out and delivery only. We are talking here about shutting down a large swath of business across this state by executive action. What restrictions exist on gubernatorial power under 166A-19.30(b)(5)? I do not concur in request number 2.

Thanks,  
Dan Forest

On Mar 17, 2020, at 12:41 PM, Polk, Will <[Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)> wrote:

Dear Members of the Council of State,

Governor Cooper is requesting your concurrence on two items to limit human suffering and limit the spread of COVID-19 cases in North Carolina.

Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services; and, pursuant to N.C. Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population, the Governor is seeking concurrence on the following:

1. The Governor will direct the Department of Commerce to interpret flexibly, and modify or eliminate the enforcement of certain requirements for unemployment benefits to the maximum extent permitted under federal law and until the State of Emergency Declaration regarding COVID-19, dated March 10, 2020, is rescinded. The following requirements will be waived or modified:
  - a. the one-week waiting period for benefits (N.C. Gen. Stat. § 96-14.1(b));
  - b. the able to work and available to work requirements (N.C. Gen. Stat. § 96-14.9(b));
  - c. the work search requirements (N.C. Gen. Stat. § 96-14.9(b));

- d. the actively seeking work requirements (N.C. Gen. Stat. § 96-14.9(e)); and
  - e. the "lack of work" requirement of the unemployed provisions of N.C. Gen. Stat. § 96-15.01.
  - f. employers' accounts will not be allocated charges for individuals who are paid benefits for reasons related to COVID-19 (N.C. Gen. Stat. § 96-11.2).
2. The Governor will limit the sale of food, beverages, wine, beer, and liquor to take out, drive-through and delivery effective at 5 pm today.

The Governor respectfully requests your concurrence on these matters by 1:15 p.m. on March 17, 2020.

Best,  
Will Polk

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
**[www.ncdps.gov](http://www.ncdps.gov)**

**Subject:** [External] Re: Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 2:08:59 PM Eastern Daylight Time

**From:** Dale Folwell

**To:** Dan Forest, Polk, Will (CCPS)

**CC:** Worley, Martha S, Josh Stein, Candy Finley, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman, Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier, Lockamy, Kela W, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

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Governor Cooper,

These executive orders should be split. Especially since you've already publicized Item #2

Item #1 should be thought through to make sure that it is actually "operational" by your own Dept of Commerce which manages the Division of Employment Security AND that it is in compliance with Federal/State laws. The last point of Item #1 seems to encourage business to lay off individuals when WE should REWARD them for not laying them off. I could be wrong.

On item #2, it should highly encourage these limitations on operations, NOT mandate them. The eating establishments that I frequent are 2 steps ahead. We should honor their tough decisions and the common sense of North Carolinian's. (Not to mention the total disruption of the LARGEST component of NC's economy)

Lastly I would appreciate you or anyone connected with you NOT politicizing any heartfelt and genuine suggestions that any Council of State member offers.

Dale R Folwell, CPA  
NC State Treasurer

Dale R. Folwell, CPA  
NC State Treasurer  
Office of the State Treasurer  
Office: (919) 814-3807  
<https://www.nctreasurer.com/esignature%20public%20files/line.png>  
3200 Atlantic Avenue, Raleigh, NC 27604  
[www.NCTreasurer.com](http://www.NCTreasurer.com)



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On Tue, Mar 17, 2020 at 1:43 PM -0400, "Dan Forest" <[danforest@me.com](mailto:danforest@me.com)> wrote:

Will, Here are my thoughts on the concurrence:

As to number 1 (Unemployment Insurance) - Insofar as the statutory provisions the Governor is seeking to waive are indeed waivable by the Governor by executive order, I concur with request number one. I do note however that there must be some sort of restriction as to what statutes a governor would be able to suspend enforcement of under 166A-19.30(b)(5).

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Thanks,  
Dan Forest

On Mar 17, 2020, at 12:41 PM, Polk, Will <[Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)> wrote:

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Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services; and, pursuant to N.C. Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population, the Governor is seeking concurrence on the following:

1. The Governor will direct the Department of Commerce to interpret flexibly, and modify or eliminate the enforcement of certain requirements for unemployment benefits to the maximum extent permitted under federal law and until the State of Emergency Declaration regarding COVID-19, dated March 10, 2020, is rescinded. The following requirements will be waived or modified:
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  - c. the work search requirements (N.C. Gen. Stat. § 96-14.9(b));
  - d. the actively seeking work requirements (N.C. Gen. Stat. § 96-14.9(e)); and
  - e. the "lack of work" requirement of the unemployed provisions of N.C. Gen. Stat. § 96-15.01.
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2. The Governor will limit the sale of food, beverages, wine, beer, and liquor to take out, drive-through and delivery effective at 5 pm today.

The Governor respectfully requests your concurrence on these matters by 1:15 p.m. on March 17, 2020.

Best,  
Will Polk

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
**[www.ncdps.gov](http://www.ncdps.gov)**

**Subject:** Re: [External] Re: [Caution: External Mail] Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 2:22:34 PM Eastern Daylight Time

**From:** Troxler, Steve

**To:** Causey, Mike, Jennell Baughman

**CC:** Mark Johnson, ' 'DPI-assitant meredith.steadman, Britt, Art, Berry, Cherie, Haigwood, Jennifer, danforest@me.com, Forest, Dan J, McLeod, Gregory S, Whichard, Jordan, White, Julia W, Jones, Kristi - Governor Office, Cooper, Roy A, Hargis, Scarlett W, Walker, Steven, Moore, Susan M, McKinney, William C, Smith, David, Worley, Martha S, Hedgecock, Zane, Beth Wood, Renee\_Gellerson@ncauditor.net, Frazier Lisa, Browning, Teresa, AG Candy Finley -, Josh Stein, seth Dearmin, Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Sprayberry, Mike (NCEM), Cashwell, Pamela (CCPS), Polk, Will (CCPS), Anna.Yount, chris farr, Christopher McCracken, Office Cindy Esparragoza - Treasurer, folwell, dale, Dale Folwell, Perusse, Charlie, Lockamy, Kela W, E. Marshall

As to #1, I do concur.

As to #2, I do not concur.

Steven W. Troxler

Commissioner

NC Department of Agriculture and Consumer Services

Please note our new number is: 919-707-3000

Fax 919-733-1141

---

**From:** Causey, Mike <Mike.Causey@ncdoi.gov>

**Sent:** Tuesday, March 17, 2020 1:00 PM

**To:** Jennell Baughman <jbaughman@sosnc.gov>

**Cc:** Mark Johnson <mark.johnson@dpi.nc.gov>; ' 'DPI-assitant meredith.steadman <meredith.steadman@dpi.nc.gov>; Britt, Art <art.britt@labor.nc.gov>; Berry, Cherie <cherie.berry@labor.nc.gov>; Haigwood, Jennifer <jennifer.haigwood@labor.nc.gov>; danforest@me.com <danforest@me.com>; Forest, Dan J <Dan.Forest@nc.gov>; McLeod, Gregory S <Greg.McLeod@nc.gov>; Whichard, Jordan <Jordan.Whichard@nc.gov>; White, Julia W <Julia.white@nc.gov>; Jones, Kristi - Governor Office <Kristi.Jones@nc.gov>; Cooper, Roy A <Roy.Cooper@nc.gov>; Hargis, Scarlett W <Scarlett.Hargis@nc.gov>; Walker, Steven <steven.walker@nc.gov>; Moore, Susan M <Susan.Moore@nc.gov>; McKinney, William C <William.McKinney@nc.gov>; Smith, David <david.smith@ncagr.gov>; Worley, Martha S <martha.worley@ncagr.gov>; Troxler, Steve <steve.troxler@ncagr.gov>; Hedgecock, Zane <zane.hedgecock@ncagr.gov>; Beth Wood <Beth\_Wood@ncauditor.net>; Renee\_Gellerson@ncauditor.net <Renee\_Gellerson@ncauditor.net>; Frazier Lisa <Lisa.Frazier@ncdoi.gov>; Browning, Teresa <Teresa.Browning@ncdoi.gov>; AG Candy Finley - <cfineley@ncdoj.gov>; Josh Stein <jstein@ncdoj.gov>; seth Dearmin <sdearmin@ncdoj.gov>; Hooks, Erik A. (NCDPS) <erik.hooks@ncdps.gov>; Gilchrist, Jane (CCPS) <Jane.Gilchrist@ncdps.gov>; Sprayberry, Mike (NCEM) <Mike.Sprayberry@ncdps.gov>; Cashwell, Pamela (CCPS) <pam.cashwell@ncdps.gov>; Polk, Will (CCPS) <Will.Polk@ncdps.gov>; Anna.Yount <Anna.Yount@nctreasurer.com>; chris farr <chris.farr@nctreasurer.com>; Christopher McCracken <Christopher.McCracken@nctreasurer.com>; Office Cindy Esparragoza - Treasurer <Cindy.Esparragoza@nctreasurer.com>; folwell, dale <dale@nctreasurer.com>; Dale Folwell <Dale.folwell@nctreasurer.com>; Perusse, Charlie <charles.perusse@osbm.nc.gov>; Lockamy, Kela W <kela.lockamy@osbm.nc.gov>; E. Marshall <emarshal@sosnc.gov>

**Subject:** Re: [External] Re: [Caution: External Mail] Concurrence on Executive Order

I feel this needs further discussion.

Mike Causey  
Commissioner  
NC Department Insurance  
.....Sent from my iPhone

> On Mar 17, 2020, at 12:44 PM, Jennell Baughman <jbaughman@sosnc.gov> wrote:

>

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>

>

> Secretary Marshall concurs.

>

> Jennell Baughman

> Protocol Officer and

> Executive Assistant to

> Elaine F. Marshall, Secretary of State

> P.O. Box 29622

> Raleigh, NC 27626-0622

> 919.814.5307

> 919.807.2010 (fax)

>

> \* Please note: my telephone number has changed to 919.814.5307, and my

> e-mail address has changed to jbaughman@sosnc.gov.

>

>

>

>

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>

> YouTube:

[https://urldefense.com/v3/\\_\\_https://www.youtube.com/c/NCSecState\\_\\_;!!HYmSToo!IHbDtrEQBMX\\_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONETosork\\$](https://urldefense.com/v3/__https://www.youtube.com/c/NCSecState__;!!HYmSToo!IHbDtrEQBMX_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONETosork$)

>

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> is for the sole use of the intended recipient (s) and may contain

> confidential and privileged information. Any unauthorized use,

> disclosure, or distribution is prohibited.  
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>>>> "Polk, Will" <Will.Polk@ncdps.gov> 3/17/2020 12:41 PM >>>  
> Dear Members of the Council of State,  
> Governor Cooper is requesting your concurrence on two items to limit  
> human suffering and limit the spread of COVID-19 cases in North  
> Carolina.  
> Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all  
> available State resources as reasonably necessary to cope with an  
> emergency, including the transfer and direction of personnel or  
> functions of State agencies or units thereof for the purpose of  
> performing or facilitating emergency services; and, pursuant to N.C.  
> Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and  
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> promote and secure the safety and protection of the civilian population,  
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> \* the able to work and available to work requirements (N.C. Gen.  
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> \* the work search requirements (N.C. Gen. Stat. § 96-14.9(b));  
> \* the actively seeking work requirements (N.C. Gen. Stat. §  
> 96-14.9(e)); and  
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> Best,  
> Will Polk  
>  
> Will Polk  
> Assistant General Counsel  
> NC Department of Public Safety  
> 4201 Mail Service Center

> Raleigh, NC 27699-4201  
> 919-825-2706 (Office)  
> 919-219-4534 (mobile)  
> EMAIL ADDRESS: Will.Polk@ncdps.gov<<mailto:Will.Polk@ncdps.gov>>  
> <http://www.ncdps.gov><<http://www.ncdps.gov/>>  
>  
>

**Subject:** Re: [External] Re: [Caution: External Mail] Concurrence on Executive Order

**Date:** Tuesday, March 17, 2020 at 2:28:03 PM Eastern Daylight Time

**From:** Mark Johnson

**To:** Troxler, Steve

**CC:** Causey, Mike, Jennell Baughman, ' 'DPI-assitant meredith.steadman, Britt, Art, Berry, Cherie, Haigwood, Jennifer, danforest@me.com, Forest, Dan J, McLeod, Gregory S, Whichard, Jordan, White, Julia W, Jones, Kristi - Governor Office, Cooper, Roy A, Hargis, Scarlett W, Walker, Steven, Moore, Susan M, McKinney, William C, Smith, David, Worley, Martha S, Hedgecock, Zane, Beth Wood, Renee\_Gellerson@ncauditor.net, Frazier Lisa, Browning, Teresa, AG Candy Finley -, Josh Stein, seth Dearmin, Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Sprayberry, Mike (NCEM), Cashwell, Pamela (CCPS), Polk, Will (CCPS), Anna.Yount, chris farr, Christopher McCracken, Office Cindy Esparragoza - Treasurer, folwell, dale, Dale Folwell, Perusse, Charlie, Lockamy, Kela W, E. Marshall

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Concur with 1

Do not concur with 2

Mark

NC Superintendent

Sent from a mobile device. Please excuse brevity.

PLEASE NOTE: e-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

On Mar 17, 2020, at 2:24 PM, Troxler, Steve <[steve.troxler@ncagr.gov](mailto:steve.troxler@ncagr.gov)> wrote:

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As to #1, I do concur.

As to #2, I do not concur.

Steven W. Troxler

Commissioner  
NC Department of Agriculture and Consumer Services

Please note our new number is: 919-707-3000  
Fax 919-733-1141

---

**From:** Causey, Mike <Mike.Causey@ncdoi.gov>  
**Sent:** Tuesday, March 17, 2020 1:00 PM  
**To:** Jennell Baughman <jbaughman@sosnc.gov>  
**Cc:** Mark Johnson <mark.johnson@dpi.nc.gov>; 'DPI-assitant meredith.steadman <meredith.steadman@dpi.nc.gov>; Britt, Art <art.britt@labor.nc.gov>; Berry, Cherie <cherie.berry@labor.nc.gov>; Haigwood, Jennifer <jennifer.haigwood@labor.nc.gov>; danforest@me.com <danforest@me.com>; Forest, Dan J <Dan.Forest@nc.gov>; McLeod, Gregory S <Greg.McLeod@nc.gov>; Whichard, Jordan <Jordan.Whichard@nc.gov>; White, Julia W <Julia.white@nc.gov>; Jones, Kristi - Governor Office <Kristi.Jones@nc.gov>; Cooper, Roy A <Roy.Cooper@nc.gov>; Hargis, Scarlett W <Scarlett.Hargis@nc.gov>; Walker, Steven <steven.walker@nc.gov>; Moore, Susan M <Susan.Moore@nc.gov>; McKinney, William C <William.McKinney@nc.gov>; Smith, David <david.smith@ncagr.gov>; Worley, Martha S <martha.worley@ncagr.gov>; Troxler, Steve <steve.troxler@ncagr.gov>; Hedgecock, Zane <zane.hedgecock@ncagr.gov>; Beth Wood <Beth\_Wood@ncauditor.net>; Renee\_Gellerson@ncauditor.net <Renee\_Gellerson@ncauditor.net>; Frazier Lisa <Lisa.Frazier@ncdoi.gov>; Browning, Teresa <Teresa.Browning@ncdoi.gov>; AG Candy Finley - <cfinley@ncdoj.gov>; Josh Stein <jstein@ncdoj.gov>; seth Dearmin <sdearmin@ncdoj.gov>; Hooks, Erik A. (NCDPS) <erik.hooks@ncdps.gov>; Gilchrist, Jane (CCPS) <Jane.Gilchrist@ncdps.gov>; Sprayberry, Mike (NCEM) <Mike.Sprayberry@ncdps.gov>; Cashwell, Pamela (CCPS) <pam.cashwell@ncdps.gov>; Polk, Will (CCPS) <Will.Polk@ncdps.gov>; Anna.Yount <Anna.Yount@nctreasurer.com>; chris farr <chris.farr@nctreasurer.com>; Christopher McCracken <Christopher.McCracken@nctreasurer.com>; Office Cindy Esparragoza - Treasurer <Cindy.Esparragoza@nctreasurer.com>; folwell, dale <dale@nctreasurer.com>; Dale Folwell <Dale.folwell@nctreasurer.com>; Perusse, Charlie <charles.perusse@osbm.nc.gov>; Lockamy, Kela W <kela.lockamy@osbm.nc.gov>; E. Marshall <emarshal@sosnc.gov>  
**Subject:** Re: [External] Re: [Caution: External Mail] Concurrence on Executive Order

I feel this needs further discussion.

Mike Causey  
Commissioner  
NC Department Insurance  
.....Sent from my iPhone

> On Mar 17, 2020, at 12:44 PM, Jennell Baughman <jbaughman@sosnc.gov> wrote:  
>  
> CAUTION: External email. Do not click links or open attachments unless you verify. Send all  
suspicious email as an attachment to report.spam@nc.gov<<mailto:report.spam@nc.gov>>  
>  
>  
> Secretary Marshall concurs.  
>



> Jennell Baughman  
> Protocol Officer and  
> Executive Assistant to  
> Elaine F. Marshall, Secretary of State  
> P.O. Box 29622  
> Raleigh, NC 27626-0622  
> 919.814.5307  
> 919.807.2010 (fax)

>  
> \* Please note: my telephone number has changed to 919.814.5307, and my  
> e-mail address has changed to jbaughman@sosnc.gov.

>  
>  
>  
>  
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[https://urldefense.com/v3/\\_http://www.sosnc.gov/\\_;!!HYmSToo!IHbDtrEQBMX\\_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONJee3nSR\\$](https://urldefense.com/v3/_http://www.sosnc.gov/_;!!HYmSToo!IHbDtrEQBMX_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONJee3nSR$)

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>  
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[https://urldefense.com/v3/\\_https://twitter.com/NCSecState\\_;!!HYmSToo!IHbDtrEQBMX\\_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONBdBYgU-\\$](https://urldefense.com/v3/_https://twitter.com/NCSecState_;!!HYmSToo!IHbDtrEQBMX_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONBdBYgU-$)

>  
> YouTube:  
[https://urldefense.com/v3/\\_https://www.youtube.com/c/NCSecState\\_;!!HYmSToo!IHbDtrEQBMX\\_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONETosorK\\$](https://urldefense.com/v3/_https://www.youtube.com/c/NCSecState_;!!HYmSToo!IHbDtrEQBMX_OFNOGhQUdoPlz8xGrw7HQjXQx3vkeQJWykF5igDj98ApNtAONETosorK$)

>  
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>  
>>>> "Polk, Will" <Will.Polk@ncdps.gov> 3/17/2020 12:41 PM >>>  
> Dear Members of the Council of State,  
> Governor Cooper is requesting your concurrence on two items to limit  
> human suffering and limit the spread of COVID-19 cases in North

> Carolina.

> Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all

> available State resources as reasonably necessary to cope with an

> emergency, including the transfer and direction of personnel or

> functions of State agencies or units thereof for the purpose of

> performing or facilitating emergency services; and, pursuant to N.C.

> Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and

> exercise such other functions, powers and duties as are necessary to

> promote and secure the safety and protection of the civilian population,

> the Governor is seeking concurrence on the following:

>

> 1. The Governor will direct the Department of Commerce to interpret

> flexibly, and modify or eliminate the enforcement of certain

> requirements for unemployment benefits to the maximum extent permitted

> under federal law and until the State of Emergency Declaration regarding

> COVID-19, dated March 10, 2020, is rescinded. The following requirements

> will be waived or modified:

> \* the one-week waiting period for benefits (N.C. Gen. Stat. §

> 96-14.1(b));

> \* the able to work and available to work requirements (N.C. Gen.

> Stat. § 96-14.9(b));

> \* the work search requirements (N.C. Gen. Stat. § 96-14.9(b));

> \* the actively seeking work requirements (N.C. Gen. Stat. §

> 96-14.9(e)); and

> \* the "lack of work" requirement of the unemployed provisions

> of N.C. Gen. Stat. § 96-15.01.

> \* employers' accounts will not be allocated charges for

> individuals who are paid benefits for reasons related to COVID-19 (N.C.

> Gen. Stat. § 96-11.2).

>

>

>

> 1. The Governor will limit the sale of food, beverages, wine, beer,

> and liquor to take out, drive-through and delivery effective at 5 pm

> today.

>

> The Governor respectfully requests your concurrence on these matters by

> 1:15 p.m. on March 17, 2020.

> Best,

> Will Polk

>

> Will Polk

> Assistant General Counsel  
> NC Department of Public Safety  
> 4201 Mail Service Center  
> Raleigh, NC 27699-4201  
> 919-825-2706 (Office)  
> 919-219-4534 (mobile)  
> EMAIL ADDRESS: Will.Polk@ncdps.gov<mailto:Will.Polk@ncdps.gov>  
> <http://www.ncdps.gov><<http://www.ncdps.gov/>[ncdps.gov%3chttp]>  
>  
>

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

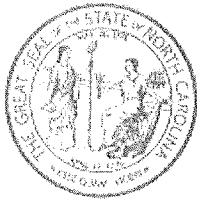
**Subject:** Re: [External] Concurrence on Executive Order  
**Date:** Tuesday, March 17, 2020 at 2:35:45 PM Eastern Daylight Time  
**From:** Causey, Mike  
**To:** Worley, Martha S, Josh Stein, Candy Finley, Cashwell, Pamela (CCPS), Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Troxler, Steve, folwell, dale, Dale Folwell, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman , Gilchrist, Jane (CCPS), Cooper, Roy A, Hooks, Erik A. (NCDPS), Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier , Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

**Attachments:** Outlook-1509109750.png

I concur on #1

I do not concur on #2

Thank you,



MIKE CAUSEY  
INSURANCE COMMISSIONER  
N.C. DEPARTMENT OF INSURANCE  
1201 Mail Service Center  
Raleigh NC 27699-1202  
919.807.6003

---

**From:** Polk, Will <Will.Polk@ncdps.gov>  
**Sent:** Tuesday, March 17, 2020 12:41 PM  
**To:** Worley, Martha S <martha.worley@ncagr.gov>; Josh Stein <jstein@ncdoj.gov>; Candy Finley <cfinley@ncdoj.gov>; Cashwell, Pamela (CCPS) <pam.cashwell@ncdps.gov>; Jones, Kristi - Governor Office <Kristi.Jones@nc.gov>; Britt, Art <art.britt@labor.nc.gov>; chris farr <chris.farr@ntreasurer.com>; Christopher McCracken <Christopher.McCracken@ntreasurer.com>; cindy.esparragoza <cindy.esparragoza@ntreasurer.com>; Causey, Mike <Mike.Causey@ncdoi.gov>; Troxler, Steve <steve.troxler@ncagr.gov>; folwell, dale <dale@ntreasurer.com>; Dale Folwell <Dale.folwell@ntreasurer.com>; Forest, Dan J <Dan.Forest@nc.gov>; Smith, David <david.smith@ncagr.gov>; White, Julia W <Julia.white@nc.gov>; Sprayberry, Mike (NCEM) <Mike.Sprayberry@ncdps.gov>; Browning, Teresa <Teresa.Browning@ncdoi.gov>; seth Dearmin <sdearmin@ncdoj.gov>; DPI-assitant meredith.steadman <meredith.steadman@dpi.nc.gov>; Gilchrist, Jane (CCPS) <Jane.Gilchrist@ncdps.gov>; Cooper, Roy A <Roy.Cooper@nc.gov>; Hooks, Erik A. (NCDPS) <erik.hooks@ncdps.gov>; Haigwood, Jennifer <jennifer.haigwood@labor.nc.gov>; Whichard, Jordan <Jordan.Whichard@nc.gov>; Berry, Cherie <cherie.berry@labor.nc.gov>; lisa.frazier <lisa.frazier@ncdoi.gov>; Lockamy, Kela W <kela.lockamy@osbm.nc.gov>; Lt. Governor Dan Forest <danforest@me.com>; McLeod, Gregory S <Greg.McLeod@nc.gov>; Moore, Susan M <Susan.Moore@nc.gov>; Renee\_Gellerson@ncauditor.net <Renee\_Gellerson@ncauditor.net>; Hargis, Scarlett W <Scarlett.Hargis@nc.gov>; E. Marshall <emarshal@sosnc.gov>; SOS- Assistant Jennell Baughman <jbaughman@sosnc.gov>; Beth Wood <Beth\_Wood@ncauditor.net>; Perusse, Charlie

<charles.perusse@osbm.nc.gov>; Mark Johnson <mark.johnson@dpi.nc.gov>; Anna.Yount  
<Anna.Yount@nctreasurer.com>; Walker, Steven <steven.walker@nc.gov>; McKinney, William C  
<William.McKinney@nc.gov>; Hedgecock, Zane <zane.hedgecock@ncagr.gov>

**Subject:** [External] Concurrence on Executive Order

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Dear Members of the Council of State,

Governor Cooper is requesting your concurrence on two items to limit human suffering and limit the spread of COVID-19 cases in North Carolina.

Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(1), in order to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services; and, pursuant to N.C. Gen. Stat. § 166A-19.30(b)(5) which allows the Governor to perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population, the Governor is seeking concurrence on the following:

1. The Governor will direct the Department of Commerce to interpret flexibly, and modify or eliminate the enforcement of certain requirements for unemployment benefits to the maximum extent permitted under federal law and until the State of Emergency Declaration regarding COVID-19, dated March 10, 2020, is rescinded. The following requirements will be waived or modified:
  - a. the one-week waiting period for benefits (N.C. Gen. Stat. § 96-14.1(b));
  - b. the able to work and available to work requirements (N.C. Gen. Stat. § 96-14.9(b));
  - c. the work search requirements (N.C. Gen. Stat. § 96-14.9(b));
  - d. the actively seeking work requirements (N.C. Gen. Stat. § 96-14.9(e)); and
  - e. the "lack of work" requirement of the unemployed provisions of N.C. Gen. Stat. § 96-15.01.
  - f. employers' accounts will not be allocated charges for individuals who are paid benefits for reasons related to COVID-19 (N.C. Gen. Stat. § 96-11.2).
2. The Governor will limit the sale of food, beverages, wine, beer, and liquor to take out, drive-through and delivery effective at 5 pm today.

The Governor respectfully requests your concurrence on these matters by 1:15 p.m. on March 17, 2020.

Best,  
Will Polk

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
**[www.ncdps.gov](http://www.ncdps.gov)**

**Subject:** [External] RE: NOTICE for concurrence vote on new Executive Order  
**Date:** Tuesday, March 17, 2020 at 3:20:15 PM Eastern Daylight Time  
**From:** Dale Folwell  
**To:** Polk, Will (CCPS), Worley, Martha S, Josh Stein, Candy Finley, Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman , Cooper, Roy A, Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier , Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, Hargis, Scarlett W, E. Marshall, SOS-Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane  
**CC:** Hooks, Erik A. (NCDPS), Gilchrist, Jane (CCPS), Cashwell, Pamela (CCPS)  
**Attachments:** image001.png, image002.png, image003.png, image004.jpg, image005.png, image006.png

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Governor Cooper,  
I anticipate being asked about the vote count on your executive order. Please release the vote in the next 15 minutes.  
Thanks you,

**Dale R. Folwell, CPA**

*NC State Treasurer*

Office of the State Treasurer

Office: (919) 814-3807

3200 Atlantic Avenue, Raleigh, NC 27604

[www.NCTreasurer.com](http://www.NCTreasurer.com)



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DEPARTMENT OF STATE TREASURER



*Dale R. Folwell, CPA*  
STATE TREASURER OF NORTH CAROLINA  
DALE R. FOLWELL, CPA

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**From:** Polk, Will <Will.Polk@ncdps.gov>

**Sent:** Tuesday, March 17, 2020 11:26 AM

**To:** Ag Assistant Martha Worley <martha.worley@ncagr.gov>; Attorney General Josh Stein <jstein@ncdoj.gov>; Candy Finley <cfiney@ncdoj.gov>; Jones, Kristi <Kristi.jones@nc.gov>; Chief of Staff-Labor <art.britt@labor.nc.gov>; Chris Farr <Chris.Farr@nctreasurer.com>; Christopher McCracken <Christopher.McCracken@nctreasurer.com>; cindy.esparragoza <cindy.esparragoza@nctreasurer.com>; Commissioner Mike Causey <mike.causey@ncdoi.gov>; Commissioner Steve Troxler <steve.troxler@ncagr.gov>; Dale Folwell <Dale@Nctreasurer.com>; Dale Folwell <Dale@Nctreasurer.com>; dan.forest@nc.gov; david.smith@ncagr.gov; White, Julia <Julia.white@nc.gov>; Sprayberry, Mike <Mike.Sprayberry@ncdps.gov>; DOI-Assistant <Teresa.browning@ncdoi.gov>; DOJ-Chief of Staff <SDearmin@ncdoj.gov>; DPI-assistant meredith.steadman <meredith.steadman@dpi.nc.gov>; Gov. Roy Cooper <Roy.Cooper@nc.gov>; Jennifer Haigwood <jennifer.haigwood@labor.nc.gov>; Whichard, Jordan <Jordan.whichard@nc.gov>; Labor Commissioner Cherie Berry <cherie.berry@labor.nc.gov>; lisa.frazier <lisa.frazier@ncdoi.gov>; Lockamy, Kela W <kela.lockamy@osbm.nc.gov>; Lt. Governor Dan Forest <danforest@me.com>; McLeod, Greg <greg.mcleod@nc.gov>; Moore, Susan M <Susan.Moore@nc.gov>; Renee Gellerson <renee\_gellerson@ncauditor.net>; Hargis, Scarlett <scarlett.hargis@nc.gov>; Secretary of State Elaine Marshall <emarshal@sosnc.gov>; SOS- Assistant Jennell Baughman <jbaughman@sosnc.gov>; State Auditor Beth Wood <beth\_wood@ncauditor.net>; State Budget Director Charles Perusse <charles.perusse@osbm.nc.gov>; Superintendent Mark Johnson <mark.johnson@dpi.nc.gov>; Anna Yount <Anna.Yount@nctreasurer.com>; Walker, Steven <steven.walker@nc.gov>; McKinney, William <william.mckinney@nc.gov>; 'zane.hedgecock@ncagr.gov' <zane.hedgecock@ncagr.gov>  
**Cc:** Hooks, Erik A. <Erik.Hooks@ncdps.gov>; Gilchrist, Jane <Jane.Gilchrist@ncdps.gov>; Cashwell, Pam <Pam.Cashwell@ncdps.gov>

**Subject:** NOTICE for concurrence vote on new Executive Order

**Importance:** High

Dear Members of the Council of State,

Please stand by for a concurrence e-mail on a new Executive Order related to COVID-19. I will send an e-mail for your concurrence within the hour.

Best,  
Will

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
**[www.ncdps.gov](http://www.ncdps.gov)**

**Subject:** [External] Re: Dear Members of the Council of State attached is EO 117

**Date:** Tuesday, March 17, 2020 at 4:42:02 PM Eastern Daylight Time

**From:** Dale Folwell

**To:** Polk, Will (CCPS), Worley, Martha S, Josh Stein, Candy Finley, Jones, Kristi - Governor Office, Britt, Art, chris farr, Christopher McCracken, cindy.esparragoza, Causey, Mike, Troxler, Steve, Forest, Dan J, Smith, David, White, Julia W, Sprayberry, Mike (NCEM), Browning, Teresa, seth Dearmin, DPI-assitant meredith.steadman, Cooper, Roy A, Haigwood, Jennifer, Whichard, Jordan, Berry, Cherie, lisa.frazier, Little, Tracy A, Lockamy, Kela W, Lt. Governor Dan Forest, McLeod, Gregory S, Moore, Susan M, Renee\_Gellerson@ncauditor.net, E. Marshall, SOS- Assistant Jennell Baughman, Beth Wood, Perusse, Charlie, Mark Johnson, Anna.Yount, Walker, Steven, McKinney, William C, Hedgecock, Zane

**CC:** Cohen, Mandy, Hooks, Erik A. (NCDPS), Cashwell, Pamela (CCPS), Gilchrist, Jane (CCPS), Sprayberry, Mike (NCEM), Ray, Will (NCEM), Tilson, Betsey

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To confirm:

Item 1 needs to be discussed before I concur

Item 2 needs to be discussed before I concur.

Dale R. Folwell, CPA

NC State Treasurer

Office of the State Treasurer

Office: (919) 814-3807

<https://www.nctreasurer.com/esignature%20public%20files/line.png>

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On Sat, Mar 14, 2020 at 6:08 PM -0400, "Polk, Will" <[Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)> wrote:



Dear Members of the Council of State,

Thank you for your concurrence today on these executive actions by the Governor. Attached is the Executive Order that was issued today.

Best,  
Will Polk

**Will Polk**  
**Assistant General Counsel**  
**NC Department of Public Safety**  
**4201 Mail Service Center**  
**Raleigh, NC 27699-4201**  
**919-825-2706 (Office)**  
**919-219-4534 (mobile)**  
**EMAIL ADDRESS: [Will.Polk@ncdps.gov](mailto:Will.Polk@ncdps.gov)**  
**[www.ncdps.gov](http://www.ncdps.gov)**